

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:
John C. Harvey *et al.*

Appeal Number: 2007-2115

Application No.: 08/487,526

Confirmation No.: 7792

Filed: June 7, 1995

Art Unit: 2627

For: SIGNAL PROCESSING APPARATUS AND
METHODS

Examiner: W. J. Klimowicz

**AMENDMENT IN RESPONSE TO NEW GROUND OF REJECTION IN BOARD
DECISION UNDER 37 C.F.R. § 41.50(b)(1)**

MS Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir or Madam:

INTRODUCTORY COMMENTS

This amendment is responsive to the Decision by the Board of Patent Appeals and Interferences ("Board") issued January 13, 2009, in which a new ground of rejection was asserted against claims 2-6, 11-17, 20-22, 26-30, 37-42, 67, 68, 70-72, 76-80, 82, 83, 85-89 and 91-93.¹ The below amendments to the claims address the new ground of rejection in accordance with 37 C.F.R. § 41.50(b)(1). Applicants respectfully request that the Examiner reconsider this application in light of the amendments to the claims below. Applicants believe that the present amendments place the application in a condition for allowance.

Amendments to the Claims are reflected in the listing of claims which begins on page 2 of this paper.

Remarks/Arguments begin on page 15 of this paper.

¹ The Decision erroneously also lists claim 18 as subject to the new ground of rejection at pages 151 and 174. However, the Decision expressly explains why claim 18 is not rejected at page 160.